

REQUEST FORM FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.62

1584.00 101 A FWC  
PTO/SB/14 (11-90)  
08/760706  
K. Ward  
3/22/97

|               |                            |           |                            |          |
|---------------|----------------------------|-----------|----------------------------|----------|
| DOCKET NUMBER | ANTICIPATED CLASSIFICATION |           | PRIOR APPLICATION EXAMINER | ART UNIT |
| M1653-109     | CLASS: 369                 | SUBCLASS: | Ditmyer, P.                | 2512     |

Address to: Assistant Commissioner for Patents  
Box FWC, Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, No. EM23753189OUS, in an envelope addressed to: Hon. Assistant Commissioner for Patents, Box FWC, Washington, D.C. 20231 on December 5, 1996, by Donna M. DeMattio,

Signature: 

This is a request for filing a [ ] continuation-in-part, [ X ] continuation, [ ] divisional application under 37 CFR 1.62 of prior application Serial Number 008/250,667, filed on May 27, 1994 entitled DISK PLAYBACK DEVICE, by the following inventor(s):

|                         |   |                          |                          |
|-------------------------|---|--------------------------|--------------------------|
| FULL NAME OF INVENTOR   | FAMILY NAME                                   | FIRST GIVEN NAME         | SECOND GIVEN NAME        |
|                         | NAKAMICHI                                     | Niro                     |                          |
| RESIDENCE & CITIZENSHIP | CITY  | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP   |
|                         | Tokyo   | Japan                    | JAPAN                    |
| POST OFFICE ADDRESS     | POST OFFICE ADDRESS                           | CITY                     | STATE & ZIP CODE/COUNTRY |
|                         | 2-16-11, Hikawadai, Nerima, Tokyo, Japan      | Tokyo                    | JAPAN                    |
| FULL NAME OF INVENTOR   | FAMILY NAME                                   | FIRST GIVEN NAME         | SECOND GIVEN NAME        |
|                         | NOGUCHI                                       | Yasuhiro                 |                          |
| RESIDENCE & CITIZENSHIP | CITY  | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP   |
|                         | Tokorozawa                                    | Japan                    | JAPAN                    |
| POST OFFICE ADDRESS     | POST OFFICE ADDRESS                           | CITY                     | STATE & ZIP CODE/COUNTRY |
|                         | 2876-25, Yayoi-cho, Tokorozawa, Saitama Pref. | Tokorozawa               | JAPAN                    |
| FULL NAME OF INVENTOR   | FAMILY NAME                                   | FIRST GIVEN NAME         | SECOND GIVEN NAME        |
|                         |   |                          |                          |
| RESIDENCE & CITIZENSHIP | CITY  | STATE OR FOREIGN COUNTRY | COUNTRY OF CITIZENSHIP   |
|                         |   |                          |                          |
| POST OFFICE ADDRESS     | POST OFFICE ADDRESS                           | CITY                     | STATE & ZIP CODE/COUNTRY |
|                         |   |                          |                          |

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned under 37 CFR 1.62(g) as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

- [ ] Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior application.
- [ ] A Preliminary Amendment is attached hereto.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

|        | (1) FOR  | (2) NO. FILED | (3) NO. EXTRA | (4) RATE         | (5) CALCULATIONS |
|--------|--|---------------|---------------|------------------|------------------|
| CLAIMS | TOTAL CLAIMS   | 27 -20 =      | 7             | X \$22.00 =      | \$154.00         |
|        | INDEPENDENT CLAIMS   | 15 -3 =       | 12            | X \$80.00 =      | \$960.000        |
|        | MULTIPLE DEPENDENT CLAIMS (if applicable)                                  |               |               | + 250.00 =       |                  |
|        |  |               |               | BASIC FEE        | + 770.00         |
|        |  |               |               | Total of Above = | \$ 1,884.00      |
|        | Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28). |               |               |                  |                  |
|        |  |               |               | TOTAL =          | \$               |

(REQUEST FORM FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.62, FORM 2)

3. ☐ A verified statement to establish small entity under 37 CFR 1.9 and 1.27  
☐ is enclosed.  
☐ was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)).
4. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 13-4550.
5. ☒ Enclosed is our check in the amount of \$ 1,884.00 covering the filing fee for this application.
6. ☐ A new oath or declaration in compliance with 37 CFR 1.63 is included since this application is a continuation-in-part which discloses and claims additional matter.
7. ☒ Amend the specification by inserting, before the first line, the sentence:  
BI: This application is a ☐ continuation-in-part, ☒ continuation, ☐ division, of application Serial Number 08/250,667, filed May 27, 1994.
8. ☒ Priority of foreign application number 1-219071, filed on August 26, 1989, 1-219072 filed on August 26, 1989 and 1-219073 filed on August 26, 1989 in (country) Japan, was claimed under  
35 U.S.C. 119 in grandparent application Serial No. 07/572,050, filed August 23, 1990.
9. ☒ The prior application is assigned of record to Nakamichi Corporation, Tokyo, Japan.
10. ☒ The power of attorney in the prior application is to: (name & address) Thomas R. Morrison (27,361),  
Roger S. Thompson (29,594), and George J. Brandt, Jr. (22,021), Morrison Law Firm,  
145 North Fifth Ave., Mt. Vernon, NY 10550.

Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record)

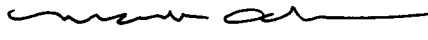
**MORRISON LAW FIRM**

**145 North Fifth Avenue**

**Mount Vernon, NY 10550**

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

December 5, 1996  
Date

  
(Signature)

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☐ Attorney or agent of record  
☒ Filed under 37 CFR 1.34(a)

Mark A. Catan 38,720  
Typed or printed name of person signing Reg. No.